



# BOARD OF LICENSE COMMISSIONERS

City Clerk's Office, 166 Boulder Drive

Fitchburg MA 01420

(978) 829-1820

Vincent Pusateri, II, Chairman

Daniel Sarefield

Linda M. Swears

## MINUTES OF MEETING

The regular meeting of the Board of License Commissioners was held on January 21, 2015 in the Fitchburg Municipal Offices conference room, 166 Boulder Drive, Fitchburg, and called to order by Chairman Vincent Pusateri at 6:00PM. Commissioners Sarefield and Swears were present. FPD Sergeant Matthew Lemay was present.

The agenda consisted of the following:

### **I. REVIEW AND ACCEPTANCE OF MINUTES FROM THE PREVIOUS MEETING.**

*Minutes of the last two meetings were reviewed, approved and signed.*

### **II. CONTINUED APPLICATIONS**

Backstreets Pub, 14 Mill Street for one (1) DART board

*Mr. Michael Kelly was present. He submitted a diagram of the proposed dart area. Commissioners expressed concern that there are no barriers e.g. a dart lane and patrons would be throwing darts over an open area. Commissioners stated that they would like to visit the establishment to see the proposed layout before making a decision.*

*Application continued to February 18, 2015 3/0*

### **III. CONTINUED HEARING**

Super Liquors, Inc., 783 Water Street, for Change of Location of Annual, All Alcohol, Package Store license #0394 0085 to 784 Water Street.

*Attorney David Nickless, representing Super Liquors, was present. He stated that construction of the new location is substantially complete except for a ramp which has been delayed by the weather. They have had a building inspection on the construction thus far and all appears to be in order for final approval pending completion of the ramp. The paperwork was reviewed. Chairman Pusateri asked Attorney Nickless to obtain an affidavit signed by the manager of abutter notification and to forward to the clerk prior to submission to the ABCC.*

*Application approved 3/0.*

### **IV. NEW APPLICATIONS**

Madonna of Holy Rosary, 118 Theresa Street, for Six (6) Special One Day wine and malt beverages licenses for Fish Fry from 4P – 7P on February 20 and 27 and March 6, 13, 20, 27, 2015 for 300 people in the corner near the stage at 118 Theresa Street.

*Ms. Maureen Beauvais was present. Considering the number of people expected at the events, Commissioners advised Ms. Beauvais to be sure she addresses Crowd Manager requirements. She stated that she has been in contact with the Fire Department and expects that they will provide her with more information on that when she fills out the Public Assembly application. Commissioners advised that she take the on-line course to become certified as a Crowd Manager. She stated that she would and that she would have her husband do so also. Commissioners advised Ms. Beauvais that all servers of alcohol must be TIPS certified. Commissioners asked where she would obtain the alcohol for the events. She stated that she usually purchases it from Wyman's because distributors will not deliver the small amount that they need. She was advised that the law requires that the alcohol be purchased from a licensed distributor.*

*Application approved 3/0*

Fitchburg Police Union for Special One Day all alcoholic beverages license for Comedy Show/Fundraiser from 6P – 11P on March 7, 2015 for 500 people in the ballroom at 14 Wallace Avenue.

*FPD Officer Robert Raboin was present. Officer Raboin was advised by the Commissioners that, considering the number of people expected at the event, he must address the requirement for Crowd Managers. Although the event will likely have many police officers in attendance, the Commissioners suggested that a uniformed police detail be present. The Commissioners further advised that all servers of alcohol must be TIPS certified. In response to Commissioners' inquiry, Officer Raboin stated that the police union has applied for a liquor liability policy through Halstead Insurance agency.*

*Application approved 3/0*

## **V. MISCELLANEOUS**

### Solicitor/Canvasser license application:

James M. Assimakopoulos – Vivint Solar

*Mr. Assimakopoulos was present. He explained that he will be going door to door selling solar panel installation projects in low-crime neighborhoods of single family homes. Commissioners advised that he wear clothing that identifies his association with Vivint Solar and also the photo id badge that the City will provide. He was further advised to contact the police department to let them know what neighborhoods he will be in on any given day.*

*Application approved 3/0*

### Taxi/Livery Driver applications:

Justin John Courchesne (City Cab)

*Approved for two years 3/0*

Nicholas Soucy (City Cab)

*Approved for two years 3/0*

Antoine Marcus (Twin City Kab)

*The Commissioners reviewed the background information provided by Sgt. Lemay and voted to request that the applicant appear at the next meeting to address some concerns 3/0*

Duane Wentworth (Twin City Kab)

*Approved for two years 3/0*

Keith Cormier (Twin City Kab)

*Approved for two years 3/0*

Simone Contois (Twin City Kab)

*Approved for two years with the condition of random drug and alcohol screenings. Permit to be held by the Clerk until Twin City Kab provides evidence that they have established an account to have such testing conducted. 3/0*

### Appeal of denied Taxi Driver application:

Michael D. Lee (continued)

*The Clerk reported that Mr. Lee called and requested that his name be removed from the agenda.*

*Motion to approve the appeal failed by vote of 0 in favor and 3 opposed. Therefore, the application remains denied.*

### Review of taxi driver permit:

Stanley Byner

*Mr. Byner was present. He submitted paperwork indicating negative results for a drug and alcohol test. The Board commended Mr. Byner for following through on prior suggestions and granted the issuance of his taxi driver permit for another eighteen months 3/0*

*Commissioner Swears noted for the record that she is a personal friend of Mr. Walter Kirby, owner of Partner's Pub. It was briefly discussed that, if and when a matter comes before the Commission concerning Partner's Pub, she should consider recusing herself from the meeting.*

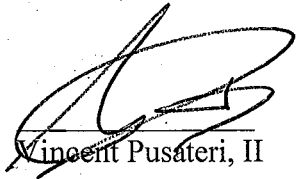
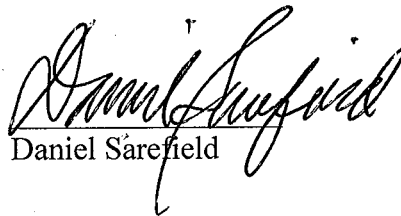
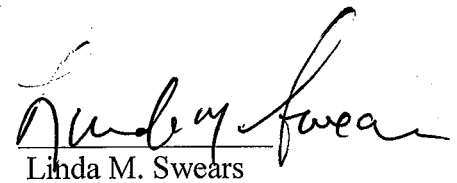
The meeting adjourned at 7:20 PM

Respectfully submitted,



Anna M. Farrell  
City Clerk

Approved:

  
Vincent Pusateri, II  
Daniel Sarefield  
Linda M. Swears